



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

May 1, 2008

PERKINS COIE LLP  
P.O. BOX 2168  
MENLO PARK, CA 94026  
US

Dear Sir/Madam,

Your refund request for 10799900 in the amount of \$270.00 has been denied.

### Notice Regarding Request for Refund of Excess Claims Fees

The Office published a final rule notice to provide that an applicant may request a refund of excess claims fees under 37 CFR 1.117. However, the United States District Court for the Eastern District Court of Virginia issued a decision on April 1, 2008, enjoining the USPTO from implementing the changes in the final rule notice. Therefore, the USPTO currently does not have the authority to act on any request for a refund of excess claims fees for canceled claims under 37 CFR 1.117 and provide any such refund.

Sincerely,  
  
Cynthia Streater  
Technical Center Others  
703 308-9010 x178

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: MATTHEW WAIGHT ET AL.  
APPLICATION NO.: 10/799,900  
FILED: MARCH 12, 2004  
FOR: ELECTRONICALLY TUNED AGILE INTEGRATED  
BANDPASS FILTER

EXAMINER: NOT YET ASSIGNED  
ART UNIT: 2817  
CONF. NO: 8303

REQUEST FOR REFUND ON CANCELLED CLAIMS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby respectfully request a refund on claims 4, and 21-34 in the amount of \$270.00. These claims were cancelled to comply with the new 5/25 claim limit under the new U.S. Patent and Trademark Office Rule 75 for claim examination.

Dated: October 11, 2007

Respectfully submitted,

Correspondence Address:  
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PERKINS COIE LLP

By: \_\_\_\_\_



Brian R. Coleman  
Reg. No. 39145

Certificate of Electronic Filing

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being electronically filed with the U.S. Patent and Trademark Office on the date entered below.

October 11, 2007  
Date of Electronic Submission

Signature

Eileen M. Welphy

Printed Name